

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

DARAIUS DUBASH AND
DR. FARAZ HARSINI

V.

**CITY OF HOUSTON, TEXAS;
HOUSTON DOWNTOWN PARK
CORPORATION; OFFICER ROBERT
DOUGLAS (#7943), IN HIS INDIVIDUAL
CAPACITY; OFFICER VERN WHITWORTH
(#7595), IN HIS INDIVIDUAL CAPACITY;
DISCOVERY GREEN CONSERVANCY
F/K/A HOUSTON DOWNTOWN PARK
CONSERVANCY, AND BARRY MANDEL,
IN HIS INDIVIDUAL CAPACITY**

[illegible]

CIVIL ACTION

NO.: 4:23-CV-03556

JURY DEMAND REQUESTED

**ORDER GRANTING DEFENDANT HOUSTON DOWNTOWN PARK
CORPORATION’S MOTION TO DISMISS PURSUANT TO
FEDERAL RULES OF CIVIL PROCEDURE 12(b)(1) and 12(b)(6)**

Defendant, HOUSTON DOWNTOWN PARK CORPORATION, having moved for an Order pursuant to Fed.R.Civ.P. 12(b)(1) and 12(b)(6) dismissing the Complaint against it, and this Court having found said Motion to have merit, it is hereby

ORDERED that the Motion to Dismiss is GRANTED, and it is further,

ORDERED that the Complaint against Defendant, HOUSTON DOWNTOWN PARK CORPORATION, is hereby DISMISSED in its entirety, pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, with prejudice to the refiling of the same.

SO ORDERED on this ____ day of _____, 2024.

THE HONORABLE ANDREW S. HANEN
UNITED STATES DISTRICT JUDGE